

FAQs Regarding
NYISO Interconnection Interim Transition Rules

A. Questions Regarding Implementation of the Interim Transition Rules:

1. What Are the Interim Transition Rules?

The NYISO's Interim Transition Rules address the transition of certain Interconnection Studies that are required under the NYISO's existing interconnection procedures to expedite the transition to new Order No. 2023-compliant procedures, which do not include these studies, and to avoid imposing unnecessary costs on Developers during the transition.

The NYISO filed the Interim Transition Rules with FERC on November 3, 2023, in FERC Docket No. ER24-342 and informed FERC that it intends to commence implementing these procedures on November 30, 2023.

2. Which Projects Are Subject to the Interim Transition Rules?

As described in detail below, the Interim Transition Rules apply to all Large Facilities in the NYISO's interconnection queue as of November 30, 2023, with the following exceptions:

- Large Facilities that are Class Year Projects in Class Year 2023 or that participated in prior Class Years; and
- Large Facilities that have an Operating Committee-approved final SRIS report prior to December 1, 2023.

Large Facility projects that enter the NYISO's interconnection queue after November 30, 2023, will also be subject to the Interim Transition Rules.

Small Generating Facilities and Transmission Projects that are subject to the NYISO's Transmission Interconnection Procedures are not impacted by the Interim Transition Rules.

3. What Election Must a Developer Make Concerning Its Project Under the Interim Transition Rules?

Developer's options under the Interim Transition Rules concerning its Large Facility depend on the current status of its project in the NYISO's interconnection queue. The different categories of projects, and the related elections that Developers may make, are set forth below. The default option if Developer does not timely make its election is labelled with an *.

Category 1 – Developer Options for a Project with an Optional Interconnection Feasibility Study in Progress or with an CTO-Signed Final Study Scope – Developer Action Required by December 8:

A Developer with a Large Facility that, prior to December 1, 2023, either (i) has commenced, but not completed, an Optional Interconnection Feasibility Study (at a detailed or a limited analysis level) or (ii) has a final study scope signed by the Connecting Transmission Owner for an Optional Interconnection Feasibility Study (at a detailed or limited analysis level) that has not commenced,¹ must make one of the following elections on or before December 8, 2023:

- Elect to commence or complete the Optional Interconnection Feasibility Study for the Large Facility (at the detailed or limited analysis level, as applicable);
- *Elect to terminate or not to commence the Optional Interconnection Feasibility Study (at the detailed or limited analysis level, as applicable) and for the Large Facility to remain in the queue pending the adoption of the NYISO’s revised interconnection procedures in compliance with Order No. 2023; or
- Elect to terminate or not to commence the Optional Interconnection Feasibility Study (at the detailed or limited analysis level, as applicable) and to withdraw the Interconnection Request for the Large Facility from the NYISO’s queue.

Category 2 – Developer Options for a Project with an SRIS or Optional SRIS in Progress or with an OC-Approved Study Scope – Developer Action Required by December 8:

A Developer with a Large Facility that, prior to December 1, 2023, either (i) has commenced, but not completed, a System Reliability Impact Study (“SRIS”) or an Optional System Reliability Impact Study (“Optional SRIS”) or (ii) has a study scope approved by the NYISO’s Operating Committee for an SRIS or an Optional SRIS that has not commenced, must make one of the following elections on or before December 8, 2023:

- Elect to commence or complete the SRIS or Optional SRIS, as applicable, for the Large Facility;
- *Elect to terminate or not to commence the SRIS or Optional SRIS, as applicable, and for the Large Facility to remain in the queue pending the adoption of the NYISO’s revised interconnection procedures in compliance with Order No. 2023; or

¹ In particular, to satisfy the study scope requirement under Category 1 for an Optional Interconnection Feasibility Study, the following must have occurred prior to December 1, 2023: (i) the NYISO must have provided Developer and Connecting Transmission Owner with the final scope of a detailed or a limited Optional Interconnection Feasibility Study for Developer’s Large Facility, and (ii) the Connecting Transmission Owner must have indicated its agreement with the scope by signing and returning it to the NYISO.

- Elect not to commence or to terminate the SRIS or Optional SRIS, as applicable, and to withdraw the Interconnection Request for the Large Facility from the NYISO’s queue.

Category 3A – Developer Options for a Project That Timely Elected an Optional Interconnection Feasibility Study, But Does Not Have the Required Study Scope Prior to December 1, 2023 – Developer Action Required by December 8:

A Developer with a Large Facility that has (i) completed the Scoping Meeting for the project and elected by November 30, 2023, to proceed to an Optional Interconnection Feasibility Study (at a detailed or limited analysis level), but (ii) does not have a study scope signed by the Connecting Transmission Owner prior to December 1, 2023, must make one of the following elections on or before December 8, 2023:

- Elect for the NYISO to perform an Optional Interconnection Feasibility Study for the Large Facility at the limited analysis level;
- *Elect for the NYISO not to perform an Optional Interconnection Feasibility Study for the Large Facility and for the Large Facility to remain in the queue pending the adoption of the NYISO’s revised interconnection procedures in compliance with Order No. 2023; or
- Elect for the NYISO not to perform an Optional Interconnection Feasibility Study for the Large Facility and to withdraw the Interconnection Request for the Large Facility from the NYISO’s queue.

Category 3B – Developer Options for a Project That Timely Elected an SRIS, But Does Not Have the Required Study Scope Prior to December 1, 2023 – Developer Action Required by December 8:

A Developer with a Large Facility that (i) has completed a Scoping Meeting or an Optional Interconnection Feasibility Study for the project and timely elected by November 30, 2023, to proceed to an SRIS, but (ii) does not have an OC-approved study scope prior to December 1, 2023, must make one of the following elections on or before December 8, 2023:

- If an Optional Interconnection Feasibility Study has not yet been performed for the Large Facility, elect for the NYISO to perform such study at the limited analysis level;
- *Elect for the NYISO not to perform an Optional Interconnection Feasibility Study for the Large Facility (if applicable) and for the Large Facility to remain in the queue pending the adoption of the NYISO’s revised interconnection procedures in compliance with Order No. 2023; or
- Elect for the NYISO not to perform an Optional Interconnection Feasibility Study for the Large Facility (if applicable) and to withdraw the Interconnection Request for the Large Facility from the NYISO’s queue.

[Note: Projects Subject to Category 4 Have a Different Timeframe for Developer Action.]

Category 4 – Developer Option for a Project with a Validated Interconnection Request that Does Not Satisfy Requirements for Categories 1, 2, or 3 – Developer Action Required Within 5 Business Days, As Applicable, of Completion of Scoping Meeting or Optional Interconnection Feasibility Study

A Developer with a validated Interconnection Request for its Large Facility that does not satisfy the requirements for Categories 1, 2, or 3 above, must elect within five (5) Business Days of the completion, as applicable, of the Scoping Meeting or an Optional Interconnection Feasibility Study for the Large Facility, one of the following options:

- If an Optional Interconnection Feasibility Study has not yet been performed for the Large Facility, elect for the NYISO to perform such study at the limited analysis level;
- *Elect for the Large Facility to remain in the queue pending the adoption of the NYISO’s revised interconnection procedures in compliance with Order No. 2023; or
- Elect to withdraw the Interconnection Request for the Large Facility from the NYISO’s queue.

4. When Can Developers Begin to Make their Elections for their Large Facilities Under the Interim Transition Rules?

The NYISO will send Developers a notice on or about November 30, 2023, that includes instructions on when Developers can begin to make their election under the Interim Transition Rules and how they can make this election. Developers may begin making their election in accordance with the details in that notice.

The NYISO will not accept Developer elections prior to the commencement date included in this notice. However, any Developer that intends to withdraw its Interconnection Request from the NYISO’s interconnection queue may do so at any time.

5. By What Date Must a Developer Make an Election for its Large Facility Under the Interim Transition Rules?

A Developer with a Large Facility that is subject to the rules in Categories 1, 2, or 3 (as described above) must make its election **on or before December 8, 2023** (i.e., the Developer may make its election as early as the commencement date for such elections to be included with the NYISO’s notice to Developers, but no later than December 8, 2023.)

A Developer with a Large Facility that is subject to the rules in Category 4 (as described above), including any Large Facilities with an Interconnection Request submitted after November 30,

2023, must make its election within five (5) Business Days of, as applicable, the completion of the Scoping Meeting or Optional Interconnection Feasibility Study for the Large Facility.

6. How Can a Developer Make its Election?

On or about November 30, 2023, the NYISO will provide a notice to Developers with instructions on how to make their election.

7. What Happens if a Developer Does Not Make an Election within the Prescribed Timeframes?

If a Developer does not make an election for its Large Facility within the required timeframe described above, the NYISO will apply the default election for the Large Facility, which is labelled with an * in the description of Developer's options above. The default election is to terminate or not commence, as applicable, an Optional Interconnection Feasibility Study, SRIS, or Optional SRIS for the Large Facility, and for the Large Facility to remain in the NYISO's interconnection queue pending the adoption of the revised interconnection procedures in compliance with Order No. 2023. Notwithstanding the default election, a Developer always has the option to withdraw the Interconnection Request for its project from the NYISO's interconnection queue.

8. If Developer Has Submitted A Study Deposit for an Upcoming or Ongoing Study, Will the Study Deposit Be Returned if the Study Is Terminated or Not Commenced Under the Interim Transition Rules?

If a Developer has already provided the NYISO with a study deposit for an upcoming or an ongoing Optional Interconnection Feasibility Study, SRIS, or Optional SRIS for its Large Facility and elects to terminate or not commence the study, the NYISO will invoice Developer if the actual costs incurred for any study work performed prior to the termination of the study exceed the deposit amount. Developer must pay the NYISO any excess amount within 30 Calendar Days of receipt of the NYISO invoice.

The NYISO will refund to the Developer any portion of its study deposit or study payments that exceed the costs incurred for any study work and any interest actually earned on the deposited amount consistent with its existing requirements.

9. If Developer Terminates an Ongoing Optional Interconnection Feasibility Study, SRIS, or Optional SRIS, Will the NYISO Provide Any Study Materials Already Developed to Developer?

Consistent with existing procedures, to the extent study materials have been developed prior to the termination of the study, the NYISO will provide Developers with such materials.

10. Can a Developer Submit a new Interconnection Request for a Large Facility to the NYISO After November 30, 2023, Under the Existing Interconnection Procedures?

Yes; the NYISO will continue to accept and process Interconnection Requests for Large Facilities submitted by Developers after November 30, 2023, subject to any subsequent transition rules included in the NYISO’s Order No. 2023 comprehensive compliance filing. In the meantime, the NYISO will continue to perform a scoping meeting for validated Interconnection Requests, and Developer will have the option to elect for the NYISO to perform an Optional Interconnection Feasibility Study at the limited analysis level as detailed above under Category 4.

11. If a Project Is a Small Generating Facility, Is It Subject to the Interim Transition Rules?

No; the NYISO is developing and will present to stakeholders separate transition rules for incorporating Small Generating Facilities into the new interconnection procedures.

12. What Happens if FERC Rejects or Modifies the Filed Interim Transition Rules

In the event that FERC rejects or modifies the NYISO’s filed Interim Transition Rules, the NYISO will coordinate with Developers regarding any additional required actions concerning their projects.

B. Questions Regarding Transition of Projects in Existing Interconnection Queue to Proposed New Interconnection Procedures

The NYISO has received a number of questions from Developers and stakeholders in connection with the Interim Transition Rules concerning the implications of such rules for the transition of projects from the NYISO’s existing interconnection queue into the new cluster study process that the NYISO is currently developing to comply with FERC’s Order No. 2023.

The NYISO provides the following responses to such questions based on its current cluster study process proposal, which has been presented to stakeholders at the NYISO’s stakeholder Interconnection Issues Task Force meetings. While the NYISO does not anticipate changes to the current proposed process that would modify the following responses, the NYISO’s compliance proposal is not yet final and has not yet been filed with, or accepted by, FERC. Accordingly, Developers and stakeholders should continue to monitor the development of the new interconnection procedures in the NYISO’s stakeholder process for the most up to date information concerning the NYISO’s proposed new procedures and its impacts on their projects.

13. If a Project Remains in the NYISO’s Interconnection Queue Will It Automatically Transition to the Transitional Cluster under the New Interconnection Procedures?

No; under the NYISO’s proposed new interconnection procedures, if a Developer would like for its project to enter the transitional cluster, the Developer must submit a new Interconnection

Request for the project within the Application Window for the transitional cluster and will have to satisfy all of the application requirements under the new procedures.

14. If a Developer Provided an Application Fee for its Project to Enter the Existing Interconnection Queue, Is It Required to Submit a New Application Fee to Enter the Transitional Cluster?

Yes; under the NYISO’s proposed new interconnection procedures, a Developer must submit a new Interconnection Request for its project within the Application Window for the transitional cluster and will have to satisfy the application requirements under the new procedures, including submitting a new \$10,000 application fee.

15. Will the NYISO Transfer the Study Deposit Posted by a Developer for its Project Under the Existing Interconnection Procedures to Satisfy the Study Deposit Requirement that Developer Must Provide if It Re-Submits the Project Under the New Procedures?

No; as described above, the NYISO will return an existing Study Deposit that Developer submitted under the existing interconnection procedures to the Developer following any required cost reconciliation for any work incurred in connection with an Interconnection Study under the existing procedures. Under the NYISO’s proposed new interconnection procedures, if a Developer were to submit the same project in the Application Window for the transitional cluster, Developer must provide at that time the Study Deposit required under the new procedures for its project.

16. Will Developer Retain the Current Queue Position Number for its Project in the New Interconnection Procedures?

No; under the NYISO’s proposed new interconnection procedures, the NYISO will assign a new queue position number to projects upon their validation in the Application Window for the transitional cluster.

17. Will a Project in the NYISO’s Current Interconnection Queue Have Priority Over a Project Proposed in the Application Window for the Transitional Cluster?

No; under the NYISO’s proposed new interconnection procedures, all Developers that want their projects to proceed to the transitional cluster must submit a new Interconnection Request for their projects in the Application Window. Priority within a given cluster will be determined based on the time/date of the submission of the Interconnection Request for the project within the Application Window.

Priority rules will only be triggered in the event of certain, limited physical infeasibility determinations that result in a “jump ball” between two similarly-situated projects for access to limited points of interconnection. Aside from this limited case, all projects within a given cluster will share equal priority.

18. If a Project Has an Operating Committee-Approved SRIS Under the Existing Interconnection Procedures, Does the Developer Have to Submit a New Interconnection Request to Enter the Transitional Cluster?

Yes; under the NYISO’s proposed new interconnection procedures, the Developer of a Large Facility currently in the interconnection queue that would like to proceed to the transitional cluster, including a project with an Operating Committee-approved final SRIS report, must submit a new Interconnection Request for the project within the Application Window for the transitional cluster and will have to satisfy the application requirements under the new procedures.

Note that the Developer of a project with an Operating Committee-approved SRIS is not required to make an election under the Interim Transition Rules to remain in the NYISO’s interconnection queue pending the adoption of the NYISO’s revised interconnection procedures in compliance with Order No. 2023. However, as detailed above, the project will not automatically transition to the new procedures, and the Developer will need to submit a new Interconnection Request for the project in the Application Window if it wants to proceed to the transitional cluster.

19. If a Developer Submits an Interconnection Request under the Existing Interconnection Procedures, Can NYISO Confirm Modeling for that Project for Use in Application for New Procedures?

No; under the NYISO’s proposed new interconnection procedures, the modeling requirements required for inclusion with the Interconnection Request differ from the current requirements. See NYISO’s November 14 IITF presentation for additional details concerning new modeling requirements; available at:

https://www.nyiso.com/documents/20142/41181172/02a_Order%20No.%202023%20Compliance%20Plan_IITF_20231114_Final.pdf/98c47bc5-ca83-c640-4e1e-f88a3f396b0f.

20. If a Developer Elects to Perform or to Complete an Optional Feasibility Interconnection Study, SRIS, or Optional SRIS under the Interim Transition Rules, What Purpose/Benefit Will Such Study Have in the New Interconnection Procedures?

Any Optional Interconnection Feasibility Study, SRIS, or Optional SRIS performed under the NYISO’s existing interconnection procedures is solely for Developer’s informational purposes and will not serve a purpose under the NYISO’s proposed new interconnection procedures. As described above, Developer will need to submit a new Interconnection Request for its project in the Application Window for the transitional cluster if it wants its project to proceed under that process. In such case, the project will be assessed under the new cluster study process.

21. If a Developer Elects to Perform or to Complete an Optional Feasibility Interconnection Study, SRIS, or Optional SRIS under the Interim Transition Rules, Will These Studies Be Completed Prior to the Application Window for the Transitional Cluster or Will the Transitional Cluster Be Postponed to Accommodate the Completion of Such Study?

The NYISO will perform these Interconnection Studies using Reasonable Efforts. While the NYISO aims to complete these studies prior to opening the Application Window for the transitional cluster, the NYISO cannot assure Developers that all such studies will be completed by this time. The NYISO will not postpone the opening of the Application Window for the transitional cluster to finalize any not yet completed Interconnection Studies under the existing interconnection procedures, as these studies are solely for the individual Developer's informational purposes.

C. Additional Questions:

If you have any questions, please send an e-mail to stakeholder_services_ipsupport@nyiso.com.